

In the
Legislature



of the State
of Washington

DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Edition No. 1 Supplement No. 29*

FIFTY-SEVENTH LEGISLATURE

Friday, February 22, 2002

40th Day - 2002 Regular

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SB 6700-S
SB 6821

HOUSE

HB 1005-S
HB 1555-S
HB 2326-S
HB 2353-S
HB 2385-S
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HB 2978

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*To be discarded upon receipt of Edition No. 2 of the Legislative Digest and History of Bills

House Bills

HB 1005-S by House Committee on Technology, Telecommunications & Energy (originally sponsored by Representatives Morris and Lantz)

Allowing the granting of easements on state-owned aquatic lands for local public utility lines.

(AS OF HOUSE 2ND READING 2/15/02)

Finds that local utility lines must cross state-owned aquatic lands in order to reach all state residents and that, for the benefit of such residents, the state should permit such crossings, consistent with all applicable state environmental laws, in a nondiscriminatory, economic, and timely manner.

Provides that the department may recover only its reasonable direct administrative costs incurred in processing and approving the request or application, and reviewing plans for construction of public utility lines.

Provides that the use of state-owned aquatic lands for local public utility lines owned by a nongovernmental entity will be granted by easement if the use is consistent with the purpose of RCW 79.90.450 through 79.90.460 and does not obstruct navigation or other public uses.

Declares that nothing in this act limits the ability of the department to obtain payment for commodity costs, such as lost revenue from renewable resources, resulting from the granted use of state-owned aquatic lands for public utility lines.

Provides that, until July 1, 2008, the charge for the term of an easement granted under RCW 79.90.470(2) will be determined as follows and will be paid in advance upon grant of the easement: (1) Five thousand dollars for individual easement crossings that are no longer than one mile in length;

(2) Twelve thousand five hundred dollars for individual easement crossings that are more than one mile but less than five miles in length; or

(3) Twenty thousand dollars for individual easement crossings that are five miles or more in length.

-- 2002 REGULAR SESSION --

Feb 5 TTE - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.

Feb 7 Passed to Rules Committee for second reading.

Feb 13 Made eligible to be placed on second reading.

Feb 14 Placed on second reading by Rules Committee.

Feb 15 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Feb 18 First reading, referred to Economic Development & Telecommunications.

HB 1555-S by House Committee on Local Government & Housing (originally sponsored by Representatives Dunshee, Mulliken, Cooper, Cairnes, Kirby and Mielke)

Updating the state building code. (REVISED FOR ENGROSSED: Finding that construction, reconstruction, and repair is best accomplished by having a statewide building code.)

(AS OF HOUSE 2ND READING 2/19/02)

Finds that the promotion of the public health, safety, and welfare of the occupants and users of buildings and structures and the general public is accomplished through the adoption of codes, standards, and regulations that regulate the construction, reconstruction, and repair of residential, commercial, and industrial buildings and structures.

Finds that regulation of the construction, reconstruction, and repair of residential, commercial, and industrial buildings and structures is best accomplished through the application of a statewide building code.

-- 2002 REGULAR SESSION --

Feb 4 LGH - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.

Feb 6 Referred to Appropriations.

Feb 9 APP - Executive action taken by committee.
APP - Majority; do pass 1st substitute bill proposed by Local Government & Housing.
Minority; do not pass.

Feb 12 Passed to Rules Committee for second reading.

Feb 17 Placed on second reading by Rules Committee.

Feb 19 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 50; nays, 47; absent, 1.

- IN THE SENATE -

Feb 21 First reading, referred to State & Local Government.

HB 2326-S by House Committee on Agriculture & Ecology (originally sponsored by Representatives Linville, Romero, Lantz, Rockefeller, Cooper, Hunt, Simpson, Kagi and Ruderman)

Establishing the Washington climate and rural energy development center.

(AS OF HOUSE 2ND READING 2/16/02)

Finds it is in the public interest to support efforts to promote discussion and understanding of the potential effects of climate change on Washington's water supply, agriculture, natural resources, coastal infrastructure, public health, and economy, and to encourage the formulation of sound recommendations for avoiding, mitigating, and responding to those effects.

Authorizes the establishment of the Washington climate and rural energy development center in the Washington State University energy program to serve as a central, impartial, nonregulatory, public source of credible and reliable information and services necessary to address the various aspects of climate change and clean energy activities.

-- 2002 REGULAR SESSION --

- Feb 8 AGEC - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Referred to Appropriations.
- Feb 12 APP - Majority; do pass 1st substitute bill proposed by Agriculture & Ecology.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Feb 14 Placed on second reading by Rules Committee.
- Feb 16 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 62; nays, 36; absent, 0.

- IN THE SENATE -

- Feb 19 First reading, referred to Environment, Energy & Water.

HB 2353-S by House Committee on Judiciary (originally sponsored by Representatives Alexander, Lantz, Miloscia and Esser; by request of Governor Locke and Attorney General)

Providing for loss prevention review teams.

(AS OF HOUSE 2ND READING 2/16/02)

Declares an intent that when the death of a person, serious injury to a person, or other substantial loss is alleged or suspected to be caused at least in part by the actions of a state agency, a loss prevention review shall be conducted.

Recognizes the tension inherent in a loss prevention review and the need to balance the prevention of harm to the public with state agencies' accountability to the public.

Declares an intent to minimize this tension and to foster open and frank discussions by granting members of the loss prevention review teams protection from having to testify,

and by declaring a general rule that the work product of these teams is inadmissible in civil actions or administrative proceedings.

Requires the director of financial management to appoint a loss prevention review team when the death of a person, serious injury to a person, or other substantial loss is alleged or suspected to be caused at least in part by the actions of a state agency, unless the director in his or her discretion determines that the incident does not merit review.

Provides that the final report from a loss prevention review team to the director of financial management shall be made public by the director promptly upon receipt, and shall be subject to public disclosure. The final report shall be subject to discovery in a civil or administrative proceeding. However, the final report shall not be admitted into evidence or otherwise used in a civil or administrative proceeding except pursuant to provisions of this act.

Declares that no member of a loss prevention review team may be examined in a civil or administrative proceeding as to: (1) The work of the loss prevention review team;

(2) The incident under review;

(3) His or her statements, deliberations, thoughts, analyses, or impressions relating to the work of the loss prevention review team or the incident under review; or

(4) The statements, deliberations, thoughts, analyses, or impressions of any other member of the loss prevention review team, or any person who provided information to it, relating to the work of the loss prevention review team or the incident under review.

Provides that nothing in this act is intended to limit the scope of a legislative inquiry into or review of an incident that is the subject of a loss prevention review.

-- 2002 REGULAR SESSION --

- Jan 31 JUDI - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
- Feb 4 Referred to Appropriations.
- Feb 9 APP - Executive action taken by committee.
APP - Majority; do pass 1st substitute bill proposed by Judiciary.
- Feb 12 Passed to Rules Committee for second reading.
- Feb 13 Made eligible to be placed on second reading.
- Feb 15 Placed on second reading by Rules Committee.
- Feb 16 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 85; nays, 13; absent, 0.

- IN THE SENATE -

- Feb 19 First reading, referred to Judiciary.

HB 2385-S by House Committee on State Government (originally sponsored by Representatives Jackley, Schmidt, Simpson, Barlean, Hurst, Ballasiotes, Benson, Haigh, Morell and Miloscia)

Adding members to the emergency management council.

(AS OF HOUSE 2ND READING 2/16/02)

Revises membership of the emergency management council.

-- 2002 REGULAR SESSION --

Jan 29 SG - Majority; 1st substitute bill be substituted, do pass.
 Jan 31 Passed to Rules Committee for second reading.
 Feb 4 Made eligible to be placed on second reading.
 Feb 15 Placed on second reading by Rules Committee.
 Feb 16 1st substitute bill substituted.
 Floor amendment(s) adopted.
 Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Feb 19 First reading, referred to State & Local Government.

HB 2607 by Representatives McDermott, Armstrong, Ruderman, Rockefeller, Campbell, Conway, Cody, Pearson, Esser and Kenney

Requiring physical examinations prior to participation in interscholastic athletic activities.

(AS OF HOUSE 2ND READING 2/19/02)

Requires that, prior to the first practice for participation in interscholastic athletics in a middle level school, and prior to the first practice for participation in a high school, a student must undergo a thorough physical examination and be approved for either middle level or high school athletic competition, or both, by a health professional licensed to perform a physical examination.

Declares that the physical examination must be performed by a physician, an osteopathic physician, a physician's assistant, a chiropractor, an advanced registered nurse practitioner, a naturopathic physician, or other health care professional, acting within the scope of his or her license.

-- 2002 REGULAR SESSION --

Jan 22 First reading, referred to Education.
 Feb 7 ED - Executive action taken by committee.
 ED - Majority; do pass with amendment(s).
 Minority; without recommendation.

Feb 8 Passed to Rules Committee for second reading.

Feb 17 Placed on second reading by Rules Committee.

Feb 19 Committee amendment adopted with no other amendments.

Rules suspended. Placed on Third Reading.

Third reading, passed: yeas, 82; nays, 15; absent, 1.

- IN THE SENATE -

Feb 21 First reading, referred to Health & Long-Term Care.

HB 2978 by Representatives Sommers and Ogden; by request of Governor Locke

Abolishing the state library and transferring its powers, duties, and functions.

Declares an intent to transfer the most important responsibilities of the state library to other public libraries, to distribute its collection of books, documents and other printed materials to public agencies and public libraries, and to abolish the state library.

Repeals RCW 40.06.030, 40.06.040, 40.06.060, 40.06.900, 27.04.010, 27.04.020, 27.04.030, 27.04.045, and 27.04.055.

-- 2002 REGULAR SESSION --

Feb 21 First reading, referred to Appropriations.

Senate Bills

SB 6700-S by Senate Committee on Judiciary (originally sponsored by Senators Finkbeiner, Roach, Oke and McAuliffe)

Limiting the publication of personal information of law enforcement and court employees. (REVISED FOR ENGROSSED: Limiting publication of personal information of law enforcement, corrections officers, or court employees.)

(AS OF SENATE 2ND READING 2/15/02)

Provides that any law enforcement-related, corrections officer-related, or court-related employee or volunteer who suffers damages as a result of a person or organization selling, trading, giving, publishing, distributing, or otherwise releasing the residential address, residential telephone number, birthdate, or social security number of the employee or volunteer in violation of the act may bring an action against the person or organization in court for actual damages sustained, plus attorneys' fees and costs.

-- 2002 REGULAR SESSION --

- Feb 8 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- Feb 11 Made eligible to be placed on second reading.
- Feb 12 Placed on second reading by Rules Committee.
- Feb 15 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 48; nays, 0; absent, 1.

- IN THE HOUSE -

- Feb 17 First reading, referred to Judiciary.

SB 6821 by Senator Regala

Addressing the health and safety of Washington state and its residents.

Declares an intent to allow local governments to raise revenues in order to better protect the health and safety of Washington state and its residents.

-- 2002 REGULAR SESSION --

- Feb 21 First reading, referred to Ways & Means.